

MINUTES OF REGULAR MEETING
SUGAR CITY COUNCIL
THURSDAY, JUNE 14, 2007

Presiding: Mayor Glenn W. Dalling
Meeting Convened at 6:30 p.m.
Prayer: Harold Harris
Pledge of Allegiance

Present: Mayor Dalling; Sharon L. Bell, Clerk; Marcie A. Smith, Treasurer; Councilmembers Harold Harris, Bruce King and Brad Orme; Stephanie Blackham, Planning & Zoning Commission; Kyra Davis, Standard Journal; Jan Gallup; and Vaun Waddell. Councilmember Walter Deitz and City Attorney Joette Lookabaugh were excused.

The Mayor asked if there were any corrections to the minutes of the regular meeting held May 24, 2007. Each councilmember had a copy of said minutes prior to the meeting. It was moved by Councilmember Orme and seconded by Councilmember Harris to accept said minutes; motion carried.

Marcie presented the May reconciliation reports for the General Fund. It was moved by Councilmember Orme and seconded by Councilmember Harris to accept the May reconciliation reports for the General fund; motion carried. Marcie presented the May reconciliation reports for the Utility Fund. It was moved by Councilmember Orme and seconded by Councilmember King to accept the May reconciliation reports for the Utility Fund; motion carried.

Marcie presented the current bills in the amount of \$51,978.66. It was moved by Councilmember Harris and seconded by Councilmember King to pay the current bills, together with all regular June bills that have not yet been received, with the exception of one from Dunn Law Offices for \$120 and one from Butikofer Law Office for \$860 (Jan Gallup's complaints) until we get a detailed report on them; motion carried.

PUBLIC COMMENT: There was no public comment.

PLANNING & ZONING REPORT: Stephanie Blackham addressed the Council.

Judy Hobbs – Edward Fisher Special Use Permit: P&Z approved the conversion of the Sweet Haven Apartments to condominiums with the following conditions: (1) that the exterior maintenance comply with city regulations; and (2) that a soft-surfaced, enclosed play area be provided. The homeowners' association will have to deal with the utility bills for the complex.

Bill & Angelika Gutenberg – Home Business License Application (Sugar Swim): P&Z approved the Gutenberg's swimming pool. Stephanie reported four commission members voted in favor, one against, and two abstained.

Barbara Lusk – Gravel Pit/Hot Mix Plant (Action Gravel Enterprises): Stephanie reported that Mrs. Lusk asked for support in opposing the proposed gravel pit east of Sugar City

on 3000 N. The Madison County Planning and Zoning Commission public hearing on the proposal is scheduled for tonight at 8 p.m. The city council and P&Z commission all plan to attend.

Joint Meeting (County, Rexburg, Teton and Newdale): Stephanie reported the meeting went well.

Charette – June 20 and 21 – Madison County Joint Planning Project: These meetings are scheduled June 20, 2007, 7 – 9 p.m., at the Rexburg Chamber of Commerce; June 21, 2007, 8:30 to 10:30 a.m., at the Rexburg Chamber of Commerce; and June 21, 2007, 7 – 9 p.m. at the Sugar-Salem High School. Stephanie reported there would be no P&Z meeting on June 21st so the commissioners can attend the charette. She requested that Sharon put the information on the marquee.

P&Z Subcommittee: On Attorney Lookabaugh's recommendation, Stephanie reported P&Z formed subcommittees on Title 9, Chapter 6, design review and subdivision. They met last night on Title 9, Chapter 6, and design review, and plan to meet again next Wednesday. Councilmember King requested they wait on Title 9, Chapter 6, since the council currently is reviewing it. P&Z sent the council the chapter for review some time ago.

TITLE 9, CHAPTERS 2 (DEFINITIONS) AND 6 (ZONING DISTRICTS): Councilmember King led a page-by-page discussion on Title 9, Chapters 2 and 6; and changes were suggested and made.

7:30 p.m. The Mayor recessed the meeting so he and the city council could attend the Madison County Planning and Zoning Commission public hearing at 8 p.m., in Rexburg, on the application by Action Gravel Enterprises for a conditional use permit to build a gravel pit on a 180-acre farm east of Sugar City on 3000 N.

9:10 p.m. The regular city council meeting reconvened.

The council completed their discussion on Title 9, Chapter 6. **MOTION:** It was moved by Councilmember King and seconded by Councilmember Harris that we (a) obtain Walter Deitz's comments on Title 9, Chapters 2 and 6; (b) incorporate those comments in the master files; and (c) return those files to the Planning and Zoning Commission for their consideration; motion carried.

EDITORIAL STYLE STANDARDS FOR OUR CODE AND OTHER

COMMUNICATIONS: Councilmember King presented a tentative Resolution 2007-3 to establish editorial style standards for use in preparing city code and other documentation to further consistent, quality communications. He would like to submit it to P&Z for their suggestions. The mayor and council gave Bruce permission to send the proposed resolution to P&Z for their input. No other action was taken on the matter.

IMPACT AREA EAST OF TOWN AND ELSEWHERE: Councilmember King raised a concern about our impact area, asking if there is something we should learn from the gravel pit proposal. The mayor said we need to address our impact area in the near future.

DEPARTMENT REPORTS: In the interest of time, there were no department reports.

MAYOR'S BUSINESS:

Lot by Moon Park: The mayor reported we could trade a little property for the other easement property we want. This will square up the park. This would make the lot big enough to sell (8,000 square feet), and a home could be built on it.

Business Park Land Acquisition: The mayor reported the negotiations are not as smooth as we would like, but he feels they are still moving ahead.

Cooper Roberts Simonsen Architecture – Three-Entity Study (Madison County Joint Planning Project): The mayor presented copies of a Madison County Joint Planning Project Fee Breakdown drafted by Cooper Roberts Simonsen Architecture. The overall project budget is \$79,900. Of this total, the share to be paid by each jurisdiction is as follows: Madison County, \$48,675; City of Rexburg, \$14,175; City of Sugar City, \$2,050; and BYU-Idaho, \$15,000. The Mayor reported about all we will get out of the study is help in common with all three entities.

The Mayor entertained a motion to go into executive session.

EXECUTIVE SESSION:

9:50 p.m. It was moved by Councilmember King and seconded by Councilmember Harris, pursuant to Idaho Code 67-2345(1) (b) and (f), that we move into executive session to discuss personnel and litigation matters. The Mayor called for a roll call vote:

Those voting aye: Councilmembers Harris, King and Orme

Those voting nay: None

Thereupon, the Mayor declared the motion passed.

Discussions during executive session were on annexation negotiations and personnel.

10:50 p.m. The executive session ended and the regular Council meeting reconvened.

Stephanie Blackham returned from the county public hearing to report that, based on strong opposition against the proposed gravel pit, Action Gravel Enterprises withdrew their application for a conditional use permit to build it.

EDWARD FISHER SPECIAL USE PERMIT: The council expressed concerns about the conversion of the Sweet Haven Apartments to condominiums. After discussion, the mayor reported we would delay action on the matter until our next meeting.

Signed: _____
Glenn W. Dalling, Mayor

Attested: _____
Sharon L. Bell, Clerk